

FOR OFFICE USE ONLY	

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Seabaugh to Engrossed Senate Bill No. 429 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 2, change "970(A)" to "970(A), (C), and (D)"

AMENDMENT NO. 2

On page 1, line 6, change "970(A) is" to "970(A), (C), and (D) are"

AMENDMENT NO. 3

On page 2, after line 3, add the following:

"C. If the final judgment obtained by the plaintiff-offeree is at least twenty-five percent less than the amount of the offer of judgment made by the defendant-offeror or if the final judgment obtained against the defendant-offeree is at least twenty-five percent greater than the amount of the offer of judgment made by the plaintiff-offeror, **or if final judgment is rendered in favor of the defendant-offeror,** the offeree must pay the offeror's costs, exclusive of attorney fees, incurred after the offer was made, as fixed by the court.

D. The fact that an offer is made but not accepted does not preclude a subsequent offer or a counter offer. When the liability of one party to another has been determined by verdict, order, or judgment, but the amount or extent of the damages remains to be determined by future proceedings, either party may make an offer of judgment, which shall have the same effect as an offer made before trial if it is served within a reasonable time not less than ~~thirty~~ **twenty** days before the start of hearings to determine the amount or extent of damages.

* * *